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OFFICE OF PETITIONS

In re Patent No. 7,151,106 :
Issued: December 19, 2006 : DECISION ON APPLICATION FOR
Application No. 09/991,184 : PTA and NOTICE OF INTENT
Filed: November 16, 2001 : TO ISSUE CERTIFICATE OF
Atty. Dkt. No.: 4-30096B/C1 : CORRECTION

This decision is in response to the "PETITION FOR PATENT TERM ADJUSTMENT PURSUANT TO 37 C.F.R. §1.705(d)," filed January 22, 2007.

The request for reconsideration of patent term adjustment is **GRANTED**.

The above-identified application matured into U.S. Patent No. 7,151,106 on December 19, 2006. The instant request for reconsideration was timely filed January 22, 2007 in accordance with 37 C.F.R. § 1.705(d). The patent issued with a PTA of 261 days. Applicants argue that the correct adjustment is 286 days and that the reduction of 25 days is in error.

The PALM database contains an entry of "WORKFLOW - DRAWINGS FINISHED" on September 19, 2006. This entry resulted in a reduction of 25 days that patentee argues is in error. Patentee further indicates that no drawings submitted on September 19, 2006.

Patentee's arguments have been carefully considered and found convincing. A review of the official record does not reveal that drawings were submitted on September 19, 2006. Accordingly, the 25 day reduction was errantly entered.

In view thereof, the patent is entitled to an adjustment of 286 days (or, an adjustment 463 days minus a reduction of 177 days) as argued by patentee.

Receipt is hereby acknowledged of the required \$200.00 patent term adjustment application fee.

This application file will be forwarded to the Certificate of Corrections branch for issuance of a certificate of correction to indicate that the term of this patent is extended or adjusted under 35 U.S.C. 154(b) by 286 days.

Telephone inquiries specific to this matter should be directed to Petitions Attorney Alesia M. Brown at (571) 272-3205.

Kery A. Fries

Kery Fries
Senior Legal Advisor
Office of Patent Legal Administration
Office of Deputy Commissioner
for Patent Examination Policy

CC: Draft Certificate of Correction
Adjusted Page Calculation

Day : Wednesday

Date: 5/2/2007

Time: 14:09:55


PALM INTRANET

PTA Calculations for Application: 09/991184

Application Filing Date:	11/16/2001	PTO Delay (PTO):	463
Issue Date of Patent:	12/19/2006	Three Years:	0
Pre-Issue Petitions:	0	Applicant Delay (APPL):	202
Post-Issue Petitions:	0	Total PTA (days):	286
PTO Delay Adjustment:	25		

File Contents History

Number	Date	Contents Description	PTO	APPL	START
96	05/02/2007	ADJUSTMENT OF PTA CALCULATION BY PTO	25		
92.5	11/29/2006	PTA 36 MONTHS			
92	12/19/2006	PATENT ISSUE DATE USED IN PTA CALCULATION			
91	10/13/2006	MAIL MISCELLANEOUS COMMUNICATION TO APPLICANT			
90	10/06/2006	MISCELLANEOUS COMMUNICATION TO APPLICANT - NO ACTION COUNT			
89	09/28/2006	RECEIPT INTO PUBS			
88	09/28/2006	RECEIPT INTO PUBS			
87	09/27/2006	DISPATCH TO FDC			
86	09/27/2006	APPLICATION IS CONSIDERED READY FOR ISSUE			
85	09/19/2006	ISSUE FEE PAYMENT VERIFIED			
84	09/19/2006	WORKFLOW - DRAWINGS FINISHED		25	91
83	09/19/2006	ISSUE FEE PAYMENT VERIFIED			
82	09/19/2006	ISSUE FEE PAYMENT RECEIVED			
79	07/31/2006	RECEIPT INTO PUBS			
78	07/31/2006	RECEIPT INTO PUBS			
77	07/28/2006	RECEIPT INTO PUBS			
76	07/10/2006	EXPORT TO INITIAL DATA CAPTURE			
75	07/05/2006	MAIL NOTICE OF ALLOWANCE			
74	07/05/2006	MAIL FORMAL DRAWINGS REQUIRED	143		54
73	06/28/2006	ISSUE REVISION COMPLETED			
72	06/26/2006	FORMAL DRAWINGS REQUIRED			
71	06/26/2006	NOTICE OF ALLOWANCE DATA VERIFICATION COMPLETED			

70	06/26/2006	NOTICE OF ALLOWABILITY			
69	06/26/2006	MAIL MISCELLANEOUS COMMUNICATION TO APPLICANT			
68	06/26/2006	RECORD PETITION DECISION OF GRANTED RELATED TO INVENTOR IN APPLICATION			
65	06/26/2006	MISCELLANEOUS COMMUNICATION TO APPLICANT - NO ACTION COUNT			
63	12/13/2005	INFORMATION DISCLOSURE STATEMENT CONSIDERED			
62	12/13/2005	INFORMATION DISCLOSURE STATEMENT CONSIDERED			
60	09/19/2005	EXAMINER INTERVIEW SUMMARY RECORD (PTOL - 413)			
58	10/12/2005	PETITION ENTERED			
57	10/12/2005	RULE 47 / 48 CORRECTION OF INVENTORSHIP PAPERS FILED			
56	05/17/2005	NEW OR ADDITIONAL DRAWING FILED			
55	10/19/2005	DATE FORWARDED TO EXAMINER			
54	10/12/2005	RESPONSE AFTER EX PARTE QUAYLE ACTION			
53	10/05/2005	MAIL EX PARTE QUAYLE ACTION (PTOL - 326)	119		48
52	10/03/2005	EX PARTE QUAYLE ACTION			
51	02/08/2005	REFERENCE CAPTURE ON IDS			
50	02/08/2005	INFORMATION DISCLOSURE STATEMENT (IDS) FILED			
49	08/24/2005	DATE FORWARDED TO EXAMINER			
48	02/08/2005	REQUEST FOR CONTINUED EXAMINATION (RCE)			
47	08/24/2005	DISPOSAL FOR A RCE/CPA/129 (EXPRESS ABANDONMENT IF CPA)			
46	08/20/2005	PUBS CASE REMAND TO TC			
45	07/12/2005	INFORMATION DISCLOSURE STATEMENT (IDS) FILED			
44	08/17/2005	RECEIPT INTO PUBS			
43	06/27/2005	RECEIPT INTO PUBS			
42	05/25/2005	RECEIPT INTO PUBS			
41	04/15/2005	WORKFLOW - QUERY REQUEST - FINISH			
40	04/05/2005	WORKFLOW - QUERY REQUEST - BEGIN			
39	02/08/2005	WORKFLOW INCOMING AMENDMENT IFW			
38	02/08/2005	WORKFLOW - REQUEST FOR RCE - BEGIN			
37	12/28/2004	EXPORT TO INITIAL DATA CAPTURE			

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35	12/16/2004	MAIL NOTICE OF ALLOWANCE			
34	12/16/2004	MAIL OATH OF DECLARATION REQUIRED			
33	12/16/2004	MAIL EXAMINER'S AMENDMENT			
32	12/13/2004	ISSUE REVISION COMPLETED			
31	12/13/2004	OATH OR DECLARATION REQUIRED			
30	12/13/2004	NOTICE OF ALLOWANCE DATA VERIFICATION COMPLETED			
29	12/13/2004	CASE DOCKETED TO EXAMINER IN GAU			
28	12/13/2004	EXAMINER'S AMENDMENT COMMUNICATION			
27	12/13/2004	NOTICE OF ALLOWABILITY			
26	12/13/2004	DATE FORWARDED TO EXAMINER			
25	11/29/2004	RESPONSE AFTER NON-FINAL ACTION		88	22
24	11/29/2004	REQUEST FOR EXTENSION OF TIME - GRANTED			
23	11/29/2004	WORKFLOW INCOMING AMENDMENT IFW			
22	06/02/2004	MAIL NON-FINAL REJECTION	68		15
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20	03/10/2004	CASE DOCKETED TO EXAMINER IN GAU			
19	02/18/2004	IFW AMENDED CASE PROCESSING COMPLETE			
18	01/14/2002	REFERENCE CAPTURE ON IDS			
17	01/14/2002	INFORMATION DISCLOSURE STATEMENT (IDS) FILED			
16	02/18/2004	DATE FORWARDED TO EXAMINER			
15	11/26/2003	RESPONSE TO ELECTION / RESTRICTION FILED		89	13
14	11/26/2003	REQUEST FOR EXTENSION OF TIME - GRANTED			
13	05/29/2003	MAIL RESTRICTION REQUIREMENT	133		-1
12	05/29/2003	REQUIREMENT FOR RESTRICTION / ELECTION			
11	01/09/2002	PRELIMINARY AMENDMENT			
10	01/08/2002	PRELIMINARY AMENDMENT			
9	01/14/2002	INFORMATION DISCLOSURE STATEMENT (IDS) FILED			
8	01/08/2002	CASE DOCKETED TO EXAMINER IN GAU			
7	12/13/2001	CASE DOCKETED TO EXAMINER IN GAU			
6	11/16/2001	PRELIMINARY AMENDMENT			
5	12/12/2001	IFW SCAN & PACR AUTO SECURITY REVIEW			
4	12/10/2001	APPLICATION DISPATCHED FROM OIPE			
3	12/06/2001	CORRESPONDENCE ADDRESS CHANGE			

2	12/03/2001	IFW SCAN & PACR AUTO SECURITY REVIEW			
1	11/16/2001	INITIAL EXAM TEAM NN			

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EXPLANATION OF PTA CALCULATION

EXPLANATION OF PTE CALCULATION

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